IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 1ST JANUARY 2007 / 11TH POUSHA, 1928

RP.No. 1101 of 2006(G)

AGAINST THE JUDGEMENT/ORDER IN WPC.30097/2006 Dated 29/11/2006

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REVIEW PETITIONER/PETITIONERS:

THOMAS PAUL, S/O. FR.POULOSE,
AGED 32 YEARS, AIKKARAKUDY HOUSE, PERUMANI,
VENGOLA P.O., PERUMBAVOOR (VIA), ERNAKULAM DIST.

BY ADV. GP1.BABU JOSEPH KURUVATHAZHA
SMT.A.KUMARI MINI

RESPONDENTS: RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
ERNAKULAM REVENUE DISTRICT, COLLECTORATE,
KAKKANAD, ERNAKULAM.

2. THE TAHSILDAR,
KUNNATHUNADU TALUK, TALUK OFFICE,KUNNATHUNADU.

3. THE VILLAGE OFFICER,
ARACKAPADY VILLAGE, PERUMBAVOOR (VIA),
ERNAKULAM DISTRICT.

4. THE SUB INSPECTOR OF POLICE,
PERUMBAVOOR POLICE STATION.

5. SIBY PETER, S/O. PATHROSE,
MUTTAMTHOTTIL HUSE, KIZHAKKAMBALAM KARA,
KIZHAKKAMBALAM VILLAGE, ERNAKULAM DISTRICT.

6. JIJO JOSEPH, S/O. JOSEPH,
VADASSERY HOUSE,PAZHANGANAD,KIZHAKKAMBALAM VILLAGE
ERNAKULAM DISTRICT.

R1 TO 4 BY G.P. SRI.I.V.PROMOD
R5&6 BY ADV. SRI.B.GOPAKUMAR
SMT.CHINCY GOPAKUMAR
SMT.RENNY AUGUSTINE

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 01/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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R.P. No.1101 of 2006 in
W.P.(C) No.30097 of 2006

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Dated this the 1st day of January, 2007.

ORDER

The petitioner has raised public grievance against removal of soil by respondents 5 and 6. The petitioner or the public are left freedom to approach local authority or Government Authorities if what respondents 5 and 6 are doing is against law. I do not find any ground to interfere with the judgment in review petition because respondents 5 and 6 are engaged in quarrying under licence. R.P. is accordingly dismissed leaving freedom to the petitioner or public to approach statutory authorities, if there is any violation of licence conditions by respondents 5 and 6.

C.N.RAMACHANDRAN NAIR
Judge

pms